

107TH CONGRESS  
1ST SESSION

# S. 1236

To reduce criminal gang activities.

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IN THE SENATE OF THE UNITED STATES

JULY 25, 2001

Mrs. FEINSTEIN (for herself and Mr. HATCH) introduced the following bill;  
which was read twice and referred to the Committee on the Judiciary

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## A BILL

To reduce criminal gang activities.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Criminal Gang Abate-  
5       ment Act of 2001”.

6       **SEC. 2. SOLICITATION OR RECRUITMENT OF PERSONS IN**  
7               **CRIMINAL STREET GANG ACTIVITY.**

8       (a) PROHIBITED ACTS.—Chapter 26 of title 18,  
9       United States Code, is amended by adding at the end the  
10      following:

1 **“§ 522. Recruitment of persons to participate in**  
 2 **criminal street gang activity**

3 “(a) PROHIBITED ACTS.—It shall be unlawful for any  
 4 person to use any facility in, or travel in, interstate or  
 5 foreign commerce, or cause another to do so, to recruit,  
 6 solicit, induce, command, or cause another person to be  
 7 or remain as a member of a criminal street gang, or con-  
 8 spire to do so, with the intent that the person being re-  
 9 cruited, solicited, induced, commanded, or caused to be or  
 10 remain a member of such gang participate in an offense  
 11 described in section 521(c) of this title.

12 “(b) PENALTIES.—Any person who violates sub-  
 13 section (a) shall—

14 “(1) be imprisoned not more than 10 years,  
 15 fined under this title, or both; and

16 “(2) if the person recruited, solicited, induced,  
 17 commanded, or caused is a minor, at the discretion  
 18 of the sentencing judge, be liable for any costs in-  
 19 curred by the Federal Government, or by any State  
 20 or local government, for housing, maintaining, and  
 21 treating the person until the person attains the age  
 22 of 18 years.

23 “(c) DEFINITIONS.—In this section:

24 “(1) CRIMINAL STREET GANG.—The term  
 25 ‘criminal street gang’ has the meaning set forth in  
 26 section 521 of this title.

1           “(2) MINOR.—The term ‘minor’ means a per-  
2           son who is less than 18 years of age.”.

3           (b) CLERICAL AMENDMENT.—The table of sections  
4 at the beginning of chapter 26 of title 18, United States  
5 Code, is amended by adding at the end the following:

“522. Recruitment of persons to participate in criminal street gang activity.”.

6   **SEC. 3. PENALTIES FOR USE OF MINORS IN CRIMES OF VIO-**  
7                                   **LENCE.**

8           (a) IN GENERAL.—Chapter 1 of title 18, United  
9 States Code, is amended by adding at the end the fol-  
10 lowing:

11   **“§ 25. Use of minors in crimes of violence**

12           “(a) PENALTIES.—Whoever, being a person not less  
13 than 18 years of age, intentionally uses a minor to commit  
14 a crime of violence for which such person may be pros-  
15 ecuted in a court of the United States, or to assist in  
16 avoiding detection or apprehension for such an offense,  
17 shall—

18                   “(1) be subject to twice the maximum term of  
19 imprisonment and twice the maximum fine that  
20 would otherwise be authorized for the offense; and

21                   “(2) for the second and any subsequent convic-  
22 tion under this subsection, be subject to three times  
23 the maximum term of imprisonment and three times  
24 the maximum fine that would otherwise be author-  
25 ized for the offense.

1 “(b) DEFINITIONS.—In this section:

2 “(1) CRIME OF VIOLENCE.—The term ‘crime of  
3 violence’ has the meaning set forth in section 16 of  
4 this title.

5 “(2) MINOR.—The term ‘minor’ means a per-  
6 son who is less than 18 years of age.

7 “(3) USES.—The term ‘uses’ means employs,  
8 hires, persuades, induces, entices, or coerces.”.

9 (b) CLERICAL AMENDMENT.—The table of sections  
10 at the beginning of chapter 1 of title 18, United States  
11 Code, is amended by adding at the end the following:

“25. Use of minors in crimes of violence.”.

12 **SEC. 4. INCREASED PENALTIES FOR USING MINORS TO DIS-**  
13 **TRIBUTE DRUGS.**

14 Section 420 of the Controlled Substances Act (21  
15 U.S.C. 861) is amended—

16 (1) in subsection (b), by striking “one year”  
17 and inserting “3 years”; and

18 (2) in subsection (c), by striking “one year”  
19 and inserting “5 years”.

20 **SEC. 5. CRIMINAL STREET GANGS.**

21 (a) IN GENERAL.—Section 521 of title 18, United  
22 States Code, is amended to read as follows:

23 **“§ 521. Criminal street gangs**

24 “(a) DEFINITIONS.—In this section:

1           “(1) CONVICTION.—The term ‘conviction’ in-  
 2           cludes a finding, under Federal or State law, that a  
 3           person has committed an act of juvenile delinquency  
 4           involving an offense described in subsection (c).

5           “(2) CRIMINAL STREET GANG.—The term  
 6           ‘criminal street gang’ means an ongoing group, club,  
 7           organization, or association of 3 or more persons,  
 8           whether formal or informal—

9                   “(A) that has as 1 of its primary purposes  
 10                  or activities the commission of 1 or more of the  
 11                  offenses described in subsection (c);

12                  “(B) the members of which engage, or  
 13                  have engaged within the past 5 years, in a con-  
 14                  tinuing series of offenses described in sub-  
 15                  section (c); and

16                  “(C) the activities of which affect inter-  
 17                  state or foreign commerce.

18           “(3) STATE.—The term ‘State’ means a State  
 19           of the United States, the District of Columbia, and  
 20           any commonwealth, territory, or possession of the  
 21           United States.

22           “(b) OFFENSE.—

23                   “(1) IN GENERAL.—Whoever during the com-  
 24                  mission of an offense described in paragraphs (1)  
 25                  through (10) of subsection (c)—

1           “(A) participates in a criminal street gang  
 2           with knowledge that its members engage in or  
 3           have engaged in a continuing series of offenses  
 4           described in subsection (c);

5           “(B) intends to promote or further the fe-  
 6           lonious activities of the criminal street gang or  
 7           maintain or increase the person’s position in  
 8           the gang; and

9           “(C) has been convicted within the past 5  
 10          years of an offense described in subsection (c),  
 11          shall be imprisoned for a term that is not more than  
 12          10 years greater than the maximum term provided  
 13          by statute for the most serious offense described in  
 14          paragraphs (1) through (10) of subsection (c) that  
 15          the person was found to have committed as a basis  
 16          for the person’s conviction under this section.

17          “(2) CONSTRUCTION WITH OTHER CONVIC-  
 18          TIONS.—A term of imprisonment imposed under this  
 19          section shall run consecutively with any term im-  
 20          posed upon conviction of another count under the  
 21          same indictment or information for an offense de-  
 22          scribed in subsection (c).

23          “(3) FORFEITURE.—A person convicted under  
 24          this section shall also forfeit to the United States,  
 25          notwithstanding any provision of State law, all prop-

1       erty, whether real or personal, derived directly or in-  
 2       directly from the offense, all property used to facili-  
 3       tate the offense, and all property traceable thereto.  
 4       The forfeiture shall be in accordance with the proce-  
 5       dures set forth in the Federal Rules of Criminal  
 6       Procedure and section 413 of the Controlled Sub-  
 7       stances Act (21 U.S.C. 853).

8       “(c) PREDICATE OFFENSES.—The offenses described  
 9       in this subsection are as follows:

10           “(1) A Federal felony involving a controlled  
 11           substance (as defined in section 102 of the Con-  
 12           trolled Substances Act (21 U.S.C. 802)) for which  
 13           the maximum penalty is not less than 5 years.

14           “(2) A Federal felony crime of violence (as de-  
 15           fined in section 16 of this title) against the person  
 16           of another.

17           “(3) An offense under section 522 of this title.

18           “(4) An offense under section 844 of this title.

19           “(5) An offense under section 875 or 876 of  
 20           this title.

21           “(6) An offense under section 1084 or 1955 of  
 22           this title.

23           “(7) An offense under section 1956 of this title,  
 24           to the extent that the offense is related to an offense  
 25           involving a controlled substance.

1 “(8) An offense under chapter 73 of this title.

2 “(9) An offense under section 274(a)(1)(A),  
3 277, or 278 of the Immigration and Nationality Act  
4 (8 U.S.C. 1324(a)(1)(A), 1327, 1328)).

5 “(10) A conspiracy, attempt, or solicitation to  
6 commit an offense described in paragraphs (1)  
7 through (9).

8 “(11) A State offense that would have been an  
9 offense described in paragraphs (1) through (10), if  
10 Federal jurisdiction existed.

11 (b) AMENDMENT OF SPECIAL SENTENCING PROVI-  
12 SION.—Section 3582(d) of title 18, United States Code,  
13 is amended—

14 (1) by striking “chapter 95 (racketeering) or 96  
15 (racketeer influenced and corrupt organizations) of  
16 this title” and inserting “section 521 or 522 (crimi-  
17 nal street gangs) of this title, in chapter 95 (racket-  
18 eering) or 96 (racketeer influenced and corrupt or-  
19 ganizations) of this title,”; and

20 (2) by inserting “a criminal street gang or” be-  
21 fore “an illegal enterprise”.

22 (c) CONFORMING AMENDMENT RELATING TO OR-  
23 DERS FOR RESTITUTION.—Section 3663(c)(4) of title 18,  
24 United States Code, is amended by striking “chapter 46



1 or chapter 96 of this title” and inserting “section 521 of  
 2 this title, under chapter 46 or 96 of this title,”.

3 **SEC. 6. INTERSTATE AND FOREIGN TRAVEL OR TRANSPOR-**  
 4 **TATION IN AID OF CRIMINAL GANGS.**

5 (a) TRAVEL ACT AMENDMENTS.—Section 1952 of  
 6 title 18, United States Code, is amended—

7 (1) in subsection (a)—

8 (A) by striking “and thereafter performs  
 9 or attempts to perform” and inserting “and  
 10 thereafter performs, or attempts or conspires to  
 11 perform”;

12 (B) by striking “5 years” and inserting  
 13 “10 years”; and

14 (C) by inserting “, and may be sentenced  
 15 to death” after “if death results shall be impris-  
 16 oned for any term of years or for life”;

17 (2) by redesignating subsections (b) and (c) as  
 18 subsections (c) and (d), respectively;

19 (3) by inserting after subsection (a) the fol-  
 20 lowing new subsection (b):

21 “(b) Whoever travels in interstate or foreign com-  
 22 merce or uses the mail or any facility in interstate or for-  
 23 eign commerce with intent, by bribery, force, intimidation,  
 24 or threat, directed against any person, to delay or influ-  
 25 ence the testimony of or prevent from testifying a witness

1 in a State criminal proceeding, or by any such means to  
 2 cause any person to destroy, alter, or conceal a record,  
 3 document, or other object, with intent to impair the ob-  
 4 ject's integrity or availability for use in such a proceeding,  
 5 and thereafter performs, or attempts or conspires to per-  
 6 form, an act described in this subsection shall be fined  
 7 under this title, imprisoned not more than 20 years, or  
 8 both, and if death results, shall be imprisoned for any  
 9 term of years or for life, and may be sentenced to death.”;  
 10 and

11 (4) in subsection (c), as so redesignated, by in-  
 12 serting “assault with a deadly weapon, assault re-  
 13 sulting in serious bodily injury (as defined in section  
 14 1365 of this title), shooting at an occupied dwelling  
 15 or motor vehicle, intimidation of or retaliation  
 16 against a witness, victim, juror, or informant,” after  
 17 “extortion, bribery,”.

18 (b) AMENDMENT TO SENTENCING GUIDELINES.—  
 19 Pursuant to its authority under section 994(p) of title 28,  
 20 United States Code, the United States Sentencing Com-  
 21 mission shall amend the Federal Sentencing Guidelines to  
 22 provide an appropriate increase in the offense level for vio-  
 23 lations of section 1952 of title 18, United States Code,  
 24 as amended by this section.

1 **SEC. 7. INCREASED PENALTIES FOR USING PHYSICAL**  
2 **FORCE TO TAMPER WITH WITNESSES, VIC-**  
3 **TIMS, OR INFORMANTS.**

4 (a) IN GENERAL.—Section 1512 of title 18, United  
5 States Code, is amended—

6 (1) in subsection (a)—

7 (A) in paragraph (1), by striking “as pro-  
8 vided in paragraph (2)” and inserting “as pro-  
9 vided in paragraph (3)”;

10 (B) by redesignating paragraph (2) as  
11 paragraph (3);

12 (C) by inserting after paragraph (1) the  
13 following:

14 “(2) Whoever uses physical force or the threat of  
15 physical force against any person, or attempts to do so,  
16 with intent to—

17 “(A) influence, delay, or prevent the testimony  
18 of any person in an official proceeding;

19 “(B) cause or induce any person to—

20 “(i) withhold testimony, or withhold a  
21 record, document, or other object, from an offi-  
22 cial proceeding;

23 “(ii) alter, destroy, mutilate, or conceal an  
24 object with intent to impair the object’s integ-  
25 rity or availability for use in an official pro-  
26 ceeding;

1           “(iii) evade legal process summoning that  
2           person to appear as a witness, or to produce a  
3           record, document, or other object, in an official  
4           proceeding; or

5           “(iv) be absent from an official proceeding  
6           to which such person has been summoned by  
7           legal process; or

8           “(C) hinder, delay, or prevent the communica-  
9           tion to a law enforcement officer or judge of the  
10          United States of information relating to the commis-  
11          sion or possible commission of a Federal offense or  
12          a violation of conditions of probation, supervised re-  
13          lease, parole, or release pending judicial proceedings,  
14          shall be punished as provided in paragraph (3).”; and

15                 (D) in paragraph (3), as so redesignated—

16                         (i) by striking “and” at the end of  
17                         subparagraph (A); and

18                         (ii) by striking subparagraph (B) and  
19                         inserting the following:

20           “(B) in the case of—

21                         “(i) an attempt to murder; or

22                         “(ii) the use, or attempted use, of physical  
23                         force against any person,

24                         imprisonment for not more than twenty years; and

1           “(C) in the case of the use of the threat of  
2           physical force against any person, imprisonment for  
3           not more than ten years.”;

4           (2) in subsection (b), by striking “or physical  
5           force”; and

6           (3) by adding at the end the following:

7           “(j) Whoever conspires to commit any offense under  
8           this section shall be subject to the same penalties as those  
9           prescribed for the offense the commission of which was  
10          the object of the conspiracy.”.

11          (b) RETALIATING AGAINST A WITNESS.—Section  
12          1513 of title 18, United States Code, is amended by add-  
13          ing at the end the following:

14          “(e) Whoever conspires to commit any offense under  
15          this section shall be subject to the same penalties as those  
16          prescribed for the offense the commission of which was  
17          the object of the conspiracy.”.

18          (c) CONFORMING AMENDMENTS.—

19                (1) WITNESS TAMPERING.—Section 1512 of  
20          title 18, United States Code, is amended in sub-  
21          sections (b)(3) and (c)(2) by inserting “supervised  
22          release,” after “probation”.

23                (2) RETALIATION AGAINST A WITNESS.—Sec-  
24          tion 1513 of title 18, United States Code, is amend-

1 ed in subsections (a)(1)(B) and (b)(2) by inserting  
 2 “supervised release,” after “probation”.

3 **SEC. 8. OTHER VIOLENT OFFENSES FREQUENTLY OR TYPI-**  
 4 **CALLY COMMITTED BY GANGS.**

5 (a) CARJACKING.—Section 2119 of title 18, United  
 6 States Code, is amended by striking “, with the intent to  
 7 cause death or serious bodily harm”.

8 (b) AMENDMENTS RELATING TO VIOLENT CRIME IN  
 9 AREAS OF EXCLUSIVE FEDERAL JURISDICTION.—

10 (1) ASSAULT WITHIN MARITIME AND TERRI-  
 11 TORIAL JURISDICTION OF UNITED STATES.—Section  
 12 113(a)(3) of title 18, United States Code, is amend-  
 13 ed by striking “with intent to do bodily harm,”.

14 (2) MANSLAUGHTER.—Section 1112(b) of title  
 15 18, United States Code, is amended by striking “ten  
 16 years” and inserting “twenty years”.

17 (3) OFFENSES WITHIN INDIAN COUNTRY.—Sec-  
 18 tion 1153(a) of title 18, United States Code, is  
 19 amended by inserting “an offense for which the  
 20 maximum statutory term of imprisonment under  
 21 section 1363 of this title is greater than five years,”  
 22 after “a felony under chapter 109A,”.

23 (4) RACKETEER INFLUENCED AND CORRUPT  
 24 ORGANIZATIONS.—Section 1961(1)(A) of title 18,  
 25 United States Code, is amended by inserting “or

1 would have been so chargeable except that the act or  
 2 threat (other than gambling) was committed in In-  
 3 dian country, as defined in section 1151 of this title,  
 4 or in any other area of exclusive federal jurisdiction”  
 5 after “chargeable under State law”.

6 (c) AMENDMENTS TO STATUTES PUNISHING VIO-  
 7 LENT CRIMES FOR HIRE OR IN AID OF RACKETEERING.—

8 (1) MURDER-FOR-HIRE.—Section 1958(a) of  
 9 title 18, United States Code, is amended by insert-  
 10 ing “or other felony crime of violence against the  
 11 person” after “murder”.

12 (2) VIOLENT CRIMES IN AID OF RACKET-  
 13 EERING.—Section 1959 of title 18, United States  
 14 Code, is amended—

15 (A) in subsection (a)—

16 (i) in paragraph (4)—

17 (I) by inserting “specified in  
 18 paragraphs (1) through (3)” after  
 19 “threatening to commit a crime of vi-  
 20 olence”; and

21 (II) by striking “five” and insert-  
 22 ing “ten”;

23 (ii) in paragraph (5), by striking  
 24 “ten” and inserting “twenty”;

1 (iii) in paragraph (6), by striking  
2 “three” and inserting “ten”; and

3 (B) in subsection (b)—

4 (i) by striking “and” at the end of  
5 paragraph (1);

6 (ii) by striking the period at the end  
7 of paragraph (2) and inserting “; and”;  
8 and

9 (iii) by adding at the end the fol-  
10 lowing new paragraph (3):

11 “(3) ‘serious bodily injury’ has the meaning set  
12 forth in section 2119 of this title.”.

13 (d) CONSPIRACY.—Section 371 of title 18, United  
14 States Code, is amended—

15 (1) by designating the first paragraph as sub-  
16 section (a);

17 (2) in subsection (a), as so designated, by strik-  
18 ing “either to commit any offense against the United  
19 States, or”;

20 (3) by striking the second paragraph; and

21 (4) by adding at the end the following new sub-  
22 section:

23 “(b) If two or more persons conspire to commit any  
24 offense against the United States, and one or more of such  
25 persons do any act to effect the object of the conspiracy,



1 each shall be subject to the same penalties as those pre-  
 2 scribed for the most serious offense the commission of  
 3 which was the object of the conspiracy, except that the  
 4 penalty of death shall not be imposed.”.

5 **SEC. 9. SERIOUS JUVENILE DRUG OFFENSES AS PREDI-**  
 6 **CATE FOR ARMED CAREER CRIMINAL STA-**  
 7 **TUS.**

8 Section 924(e)(2)(C) of title 18, United States Code,  
 9 is amended by inserting “or serious drug offense” after  
 10 “violent felony”.

11 **SEC. 10. SENTENCING GUIDELINES FOR GANG CRIMES, IN-**  
 12 **CLUDING AN INCREASE IN OFFENSE LEVEL**  
 13 **FOR PARTICIPATION IN CRIME AS A GANG**  
 14 **MEMBER.**

15 Pursuant to its authority under section 994(p) of title  
 16 28, United States Code, the United States Sentencing  
 17 Commission shall amend the Federal sentencing guidelines  
 18 to eliminate the policy statement in section 5K2.18 of the  
 19 guidelines regarding section 521 of title 18, United States  
 20 Code, and instead provide a base offense level in chapter  
 21 2 of the guidelines for offenses described in sections 521  
 22 and 522 of title 18, United States Code, that reflects the  
 23 seriousness of these offenses. Such guidelines shall include  
 24 an appropriate enhancement (which shall be in addition  
 25 to any other adjustment under chapter 3 of the Federal

1 Sentencing guidelines) for any offense described in section  
 2 521 if the offense was both committed in connection with,  
 3 or in furtherance of, the activities of a criminal street gang  
 4 and the defendant was a member of the gang at the time  
 5 of the offense. Such guidelines shall also include an appro-  
 6 priate enhancement (which shall be in addition to any  
 7 other adjustment under chapter 3 of the Federal Sen-  
 8 tencing Guidelines) for a person who, in violating such sec-  
 9 tion 522, recruits, solicits, induces, commands, or causes  
 10 another person residing in another State to be or remain  
 11 a member of a criminal street gang, or who crosses a State  
 12 line with intent to violate such section 522.

13 **SEC. 11. HIGH INTENSITY INTERSTATE GANG ACTIVITY**  
 14 **AREAS.**

15 (a) DEFINITIONS.—In this section:

16 (1) GOVERNOR.—The term “Governor” means  
 17 a Governor of a State or the Mayor of the District  
 18 of Columbia.

19 (2) HIGH INTENSITY INTERSTATE GANG ACTIV-  
 20 ITY AREA.—The term “high intensity interstate  
 21 gang activity area” means an area within a State  
 22 that is designated as a high intensity interstate gang  
 23 activity area under subsection (b)(1).

24 (3) STATE.—The term “State” means a State  
 25 of the United States, the District of Columbia, and

1 any commonwealth, territory, or possession of the  
2 United States.

3 (b) HIGH INTENSITY INTERSTATE GANG ACTIVITY  
4 AREAS.—

5 (1) DESIGNATION.—The Attorney General,  
6 upon consultation with the Secretary of the Treas-  
7 ury and the Governors of appropriate States, may  
8 designate as a high intensity interstate gang activity  
9 area a specified area that is located—

10 (A) within a State; or

11 (B) in more than 1 State.

12 (2) ASSISTANCE.—In order to provide Federal  
13 assistance to a high intensity interstate gang activity  
14 area, the Attorney General may—

15 (A) facilitate the establishment of a re-  
16 gional task force, consisting of Federal, State,  
17 and local law enforcement authorities, for the  
18 coordinated investigation, disruption, apprehen-  
19 sion, and prosecution of criminal activities of  
20 gangs and gang members in the high intensity  
21 interstate gang activity area; and

22 (B) direct the detailing from any Federal  
23 department or agency (subject to the approval  
24 of the head of that department or agency, in  
25 the case of a department or agency other than

1 the Department of Justice) of personnel to the  
2 high intensity interstate gang activity area.

3 (3) CRITERIA FOR DESIGNATION.—In consid-  
4 ering an area (within a State or within more than  
5 1 State) for designation as a high intensity inter-  
6 state gang activity area under this section, the At-  
7 torney General shall consider—

8 (A) the extent to which gangs from the  
9 area are involved in interstate or international  
10 criminal activity;

11 (B) the extent to which the area is affected  
12 by the criminal activity of gang members who—

13 (i) are located in, or have relocated  
14 from, other States; or

15 (ii) are located in, or have immigrated  
16 (legally or illegally) from, foreign countries;

17 (C) the extent to which the area is affected  
18 by the criminal activity of gangs that originated  
19 in other States or foreign countries;

20 (D) the extent to which State and local law  
21 enforcement agencies have committed resources  
22 to respond to the problem of criminal gang ac-  
23 tivity in the area, as an indication of their de-  
24 termination to respond aggressively to the prob-  
25 lem;

1 (E) the extent to which a significant in-  
2 crease in the allocation of Federal resources  
3 would enhance local response to gang-related  
4 criminal activities in the area; and

5 (F) any other criteria that the Attorney  
6 General considers to be appropriate.

7 (c) AUTHORIZATION OF APPROPRIATIONS.—

8 (1) IN GENERAL.—There is authorized to be  
9 appropriated to carry out this section \$100,000,000  
10 for each of fiscal years 2002 through 2008, to be  
11 used in accordance with paragraph (2).

12 (2) USE OF FUNDS.—Of amounts made avail-  
13 able under paragraph (1) in each fiscal year—

14 (A) 60 percent shall be used to carry out  
15 subsection (b)(2); and

16 (B) 40 percent shall be used to make  
17 grants for community-based programs to pro-  
18 vide crime prevention and intervention services  
19 that are designed for gang members and at-risk  
20 youth in areas designated pursuant to this sec-  
21 tion as high intensity interstate gang activity  
22 areas.

23 (3) REQUIREMENT.—

24 (A) IN GENERAL.—The Attorney General  
25 shall ensure that not less than 10 percent of

1 amounts made available under paragraph (1) in  
 2 each fiscal year are used to assist rural States  
 3 affected as described in subparagraphs (B) and  
 4 (C) of subsection (b)(3).

5 (B) RURAL STATE DEFINED.—In this  
 6 paragraph, the term “rural State” has the  
 7 meaning given the term in section 1501(b) of  
 8 title I of the Omnibus Crime Control and Safe  
 9 Streets Act of 1968 (42 U.S.C. 3796bb(b)).

10 **SEC. 12. AUTHORITY TO MAKE GRANTS TO PROSECUTORS’**  
 11 **OFFICES TO COMBAT GANG CRIME AND**  
 12 **YOUTH VIOLENCE.**

13 (a) IN GENERAL.—Section 31702 of subtitle Q of  
 14 title III of the Violent Crime Control and Law Enforce-  
 15 ment Act of 1994 (42 U.S.C. 13862) is amended—

16 (1) in paragraph (2), by striking “and” at the  
 17 end;

18 (2) in paragraph (4), by striking the period at  
 19 the end and inserting a semicolon; and

20 (3) by adding at the end the following:

21 “(5) to allow the hiring of additional prosecu-  
 22 tors, so that more cases can be prosecuted and back-  
 23 logs reduced;

1 “(6) to provide funding to enable prosecutors to  
 2 address drug, gang, and youth violence problems  
 3 more effectively;

4 “(7) to provide funding to assist prosecutors  
 5 with funding for technology, equipment, and training  
 6 to assist prosecutors in reducing the incidence of,  
 7 and increase the successful identification and speed  
 8 of prosecution of young violent offenders; and

9 “(8) to provide funding to assist prosecutors in  
 10 their efforts to engage in community prosecution,  
 11 problem solving, and conflict resolution techniques  
 12 through collaborative efforts with police, school offi-  
 13 cials, probation officers, social service agencies, and  
 14 community organizations.”.

15 (b) AUTHORIZATION OF APPROPRIATIONS.—Section  
 16 31707 of subtitle Q of title III of the Violent Crime Con-  
 17 trol and Law Enforcement Act of 1994 (42 U.S.C. 13867)  
 18 is amended to read as follows:

19 **“SEC. 31707. AUTHORIZATION OF APPROPRIATIONS.**

20 “There are authorized to be appropriated to carry out  
 21 this subtitle, \$50,000,000 for each of fiscal years 2002  
 22 through 2006.”.

23 **SEC. 13. NOTIFICATION AFTER ARREST.**

24 Section 5033 of title 18, United States Code, is  
 25 amended by striking “arresting officer” each place it ap-

- 1   pears in the first and second sentences and inserting “ar-
- 2   resting officer or another representative of the Attorney
- 3   General”.

